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**DIGEST OF OTHER RECENT VIRGINIA DECISIONS.****Supreme Court of Appeals.**

Note.—In this department we give the syllabus of every case decided by the Virginia Supreme Court of Appeals, except of such cases as are reported in full.

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**WHITEHEAD v. CAPE HENRY SYNDICATE et al.**

June 14, 1906.

[54 S. E. 306.]

**1. Fish—Rights of Fishery—Deeds—Construction.**—A deed by the board of public lands, describing land as bounded by the margin of the bay an ocean at low-water mark, under Acts Assem. 1865-66, p. 160, c. 44, providing that the rights of owners of land acquired under the act shall extend to ordinary low-water mark, and no further, does not confer on the grantees an exclusive right of fishery opposite their shores beyond low-water mark.

[Ed. Note.—For cases in point, see vol. 23, Cent. Dig. Fish, § 13.]

**2. Same—Obstruction of Fishing Rights—License.**—Under Code 1904, § 2120, providing that if any person plant oysters or place stakes in certain waters within any fishery where a seine is set or hauled during the fishing season, so as to hinder any person in his rights of fishery, and shall not remove them when required by the owner or lessee of the adjacent fishing shore, he shall be fined, and sections 2086, 2087, subsequently enacted, making it a penal offense to fish with pound nets, or haul seines hauled other than by hand without obtaining a license, the owner of shore land cannot complain of the acts of another beyond the low-water mark obstructing his use of such nets and seines where he has procured no license, even if section 2120 is not superseded by section 2086.

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**WRIGHT-CÆSAR TOBACCO CO. v. A. HOEN & CO.**

June 14, 1906.

[54 S. E. 309.]

**Corporations—Change of Name—Identity.**—Plaintiff furnished certain goods sued for to the W.-S. Tobacco Company, which was under contract to change its name by dropping the word "Surbrug" within 60 days after notice. Notice having been given, the board of directors of the W.-S. Company adopted the name W.-C. Tobacco Company, which action was ratified by the stockholders and an amendment of the corporation's certificate showing an alteration only in the name of the corporation was certified by the Corporation Commission, after which defendant, the W.-C. Company, made a payment on the debt to plaintiff. Held, that defendant was the same corporation as the W.-S. Company, which contracted the debt, and was therefore liable thereon.